Docket No.: HERLA-2 Appl. No.: 10/820,445

REMARKS

With regard to the requirement for restriction which is the only point raised in the Official Action, Applicant hereby provisionally elects to prosecute Group I, covering claims 1-9, and reserves the right to file a divisional application or to take such other appropriate measures as deemed necessary to protect the invention of Group II.

Since applicant has fully and completely responded to the Official Action and has made the required election, this application is now in order for early action on the merits of claims 1-9.

Respectfully submitted,

Bv:

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Date: June 1, 2005 350 Fifth Avenue Suite 4714 New York, N.Y. 10118 (212) 244-5500 HMF:af